

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

Tech Pharmacy Services, LLC,

Plaintiff,

V.

Alixia Rx LLC, Golden Gate National Senior Care LLC d/b/a Golden Living Centers, and Fillmore Capital Partners LLC,

Defendants.

Civil Action No.4:15-cv-00766-ALM

JURY TRIAL

FINAL JUDGMENT

IT IS NOW HEREBY ORDERED AND ADJUDGED THAT judgment is entered in favor of Plaintiff Tech Pharmacy Services, LLC. The Court **FINDS** Defendants Alixa Rx LLC (“Alixa”), GoldenGate National Senior Care LLC d/b/a Golden LivingCenters (“GLC”), and Fillmore Capital Partners, LLC (“Fillmore”) jointly and severally liable for breach of contract, in consequence of which the Court hereby **AWARDS** TechPharmacy:

1. \$15,000,000.00, as damages for Defendants' breach of contract;
2. \$1,682,876.71 plus \$2,054.79 per day for every day after January 29, as prejudgment interest on its damages;
3. \$7,304,454.15, as reasonable attorneys' fees;
4. Reasonable and necessary attorneys' fees for post-trial motions and appeal, in an amount to be determined at a later date upon resolution of those proceedings;
5. Postjudgment interest on all forgoing amounts pursuant to 28 U.S.C. § 1961; and
6. Costs pursuant to 28 U.S.C. § 1920, Federal Rule of Civil Procedure 54, and Local Rule CV-54.

All amounts are payable jointly and severally by all Defendants.

The Court further **FINDS** that Tech Pharmacy brought its claims within the time allowed by the relevant statutes of limitations, and that therefore Tech Pharmacy's assertion of equitable estoppel is **MOOT**.

Pursuant to the Jury's verdict, the Court also **DECREES** that the following patent claims are not invalid, are non-obvious, and are not subject to the on-sale bar:

Claims 7 and 10 of U.S. Patent No. 7,698,019;

Claims 5 and 8 of U.S. Patent No. 8,209,193;

Claims 1 and 2 of U.S. Patent No. RE44,127; and

Claim 4 of U.S. Patent No. 8,612,256.

The Court further **DECREES** that Defendants did not infringe these claims.

THIS IS A FINAL JUDGMENT. All other relief requested by the parties is hereby **DENIED**.

SIGNED this 8th day of March, 2018.


AMOS L. MAZZANT
UNITED STATES DISTRICT JUDGE